IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl.Misc.No. 44997-M of 2006

DATE OF DECISION: OCTOBER 9, 2006

Balwinder Kaur

...PETITIONER

*VERSUS*

State of Punjab

....RESPONDENTS

CORAM: HON'BLE MR.JUSTICE SATISH KUMAR MITTAL

Present: Mr. P.S.Jammu, Advocate,
for the petitioner.
Mr.N.S.Gill, AAG, Punjab.

...

Petitioner Balwinder Kaur apprehending her arrest in a non-bailable offence in case FIR No.91 dated 10.5.2006 registered under Sections 326/324/34 IPC (Section 307 IPC added later on) at Police Station City Kotkapura, District Faridkot, has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail.

I have heard the counsel for the parties and gone through the contents of the FIR.

This order be read in continuation of the earlier order dated August 3, 2006 passed by this Court.

Counsel for the petitioner contends that in this case the complainant is the son of the petitioner, who is 65 years of age. Counsel further contends that a civil dispute is already pending between the parties and the petitioner has been implicated on false allegations.

Counsel for the petitioner contends that in terms of the aforesaid interim order, the petitioner has joined the investigation. This fact has not been disputed by the State counsel.

In view of the above and for the reasons stated in the interim order dated August 3, 2006, the same is made absolute on the same terms and conditions.

This bail order shall remain in operation till the investigation culminates into filing of challan under Section 173 Cr.P.C. except for material change in the circumstances. Thereafter, the petitioner shall be entitled to the grant of regular bail by the trial Court and the same shall further continue till conclusion of the trial on the conditions to be imposed by the court of competent jurisdiction.

Disposed of accordingly.

October 9, 2006 (SATISH KUMAR MITTAL)
vkg JUDGE